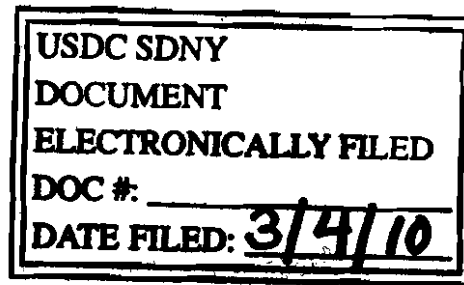


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Roman Avshalumov (RA5508)  
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
SERAPIO DIEGO-SILVERIO, on his own behalf  
and on the behalf of others similarly situated,

Plaintiff,

-against-

EVERGREEN SHANGHAI RESTAURANT, INC.  
and LIN CHENG JIAN, an individual,

Defendants

Index No.: 09-CV-8574 (RMB)

STIPULATION AND ORDER OF  
DISMISSAL

Electronically Filed

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X

IT IS HEREBY STIPULATED AND AGREED, by and between the parties in the above captioned action, through the undersigned counsel, that the action (and all claims and causes of action that were or could have been asserted in it) be withdrawn, discontinued and dismissed, with prejudice, in accordance with Rule 41 of the Federal Rules of Civil Procedure.

A handwritten signature in black ink, appearing to read "Roman Avshalumov", written over a horizontal line.

Roman Avshalumov (RA5508)  
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Dated: March 1, 2010



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Attorney for Defendants

Dated: 3/3, 2010

SO ORDERED

Dated 3/4, 2010



United States District Judge